

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA
CIVIL NO. 1:12-CV-00967**

RF MICRO DEVICES, INC.,

Plaintiff,

v.

JIMMY S. XIANG, XIAOHANG DU,
FENG WANG and VANCHIP
TECHNOLOGIES LTD.,

Defendants.

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**MOTION TO DISMISS OR STAY, OR
FOR A MORE DEFINITE
STATEMENT**

NOW COME all Defendants, pursuant to Local Rules 7.2 and 7.3, Rules 12(b)(1), 12(b)(6), 12(b)(7), 12(e) and 19(b) of the Federal Rules of Civil Procedure, as well as the doctrines of abstention, comity and *forum non conveniens*, and move this Court to dismiss or stay this case and the claims in it, and in the alternative, to require a more definite statement of the claims. In support of hereof, the Defendants rely upon the filings in the Court's record and the Defendants' memorandum of law filed in support of this motion.

Respectfully submitted, this the 18th day of September, 2012.

/s/ David W. Sar

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/s/ Joseph A. Ponzi

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CERTIFICATE OF SERVICE

I hereby certify that on this date indicated below, I electronically filed the foregoing document (with exhibits, if any) with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

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Attorneys for Plaintiff

This the 18th day of September, 2012.

/s/ Joseph A. Ponzi

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